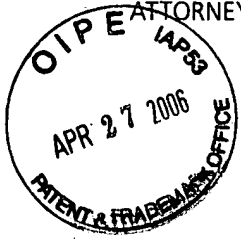


**Sterne Kessler  
Goldstein Fox**

ATTORNEYS AT LAW



Robert Greene Sterne  
Jorge A. Goldstein  
David K.S. Cornwell  
Robert W. Esmond  
Tracy-Gene G. Durkin  
Michele A. Cimbala  
Michael B. Ray  
Robert E. Sokohl  
Eric K. Steffe  
Michael Q. Lee  
Steven R. Ludwig  
John M. Covert  
Linda E. Horner  
Robert C. Millonig  
Donald J. Featherstone  
Timothy J. Shea, Jr  
Michael V. Messinger  
Judith U. Kim

Patrick E. Garrett  
Jeffrey T. Helvey  
Heidi L. Kraus  
Eldora L. Ellison  
Thomas C. Fiala  
Donald R. Banowitz  
Peter A. Jackman  
Jeffrey S. Weaver  
Brian J. Del Buono  
Edward W. Yee  
Vincent L. Capuano  
Virgil Lee Beaton  
Theodore A. Wood  
Elizabeth J. Haanes  
Joseph S. Ostroff  
Frank R. Cottingham  
Rae Lynn P. Guest  
Daniel A. Klein

Jason D. Eisenberg  
Michael D. Specht  
Tracy L. Muller  
Jon E. Wright  
LuAnne M. DeSantis  
Ann E. Summerfield  
Helene C. Carlson  
Cynthia M. Bouchez  
Timothy A. Doyle  
Gaby L. Longworth  
Lori A. Gordon  
Laura A. Vogel  
Bryan S. Wade  
Bashir M.S. Ali  
Shannon A. Carroll  
Matthew E. Kelley  
Michelle K. Holoubek  
Marsha A. Rose

Christopher J. Walsh  
W. Blake Coblenz  
James J. Pohl  
Young Tang  
John T. Haran  
Mark W. Rygiel

**Registered Patent Agents\***

Karen R. Markowicz  
Matthew J. Dowd  
Katrina Yujian Pei Quach  
Bryan L. Skelton  
Robert A. Schwartzman  
Victoria S. Rutherford  
Simon J. Elliott  
Julie A. Heider  
Mita Mukherjee  
Scott M. Woodhouse

Liliana Di Nola-Baron  
Peter A. Socarras  
Jeffrey K. Mills  
Danielle L. Letting  
Lori Brandes

**Of Counsel**

Edward J. Kessler  
Kenneth C. Bass III  
Marvin C. Guthrie

\*Admitted only in Maryland

\*Admitted only in Virginia

\*Practice Limited to  
Federal Agencies

April 27, 2006

**WRITER'S DIRECT NUMBER:**

(202) 772-8560

**INTERNET ADDRESS:**

RESMOND@SKGF.COM

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**Art Unit 1642**

**Attn: Mail Stop Amendment**

Re: U.S. Utility Patent Application  
Application No. 10/826,923; Filed: April 19, 2004  
For: **Methods of Treating Diseases Responsive to Induction of Apoptosis  
and Screening Assays**  
Inventors: Kasibhatla *et al.*  
Our Ref: 1735.0870001/RWE/BSA

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Reply to Restriction Requirement and Requirement for Election of Species; and
2. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Robert W. Esmond  
Attorney for Applicants  
Registration No. 32,893

RWE/BSA/nef  
Enclosures

525274\_1.DOC



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kasibhatla *et al.*

Appl. No.: 10/826,923

Filed: April 19, 2004

For: **Methods of Treating Diseases  
Responsive to Induction of  
Apoptosis and Screening Assays**

Confirmation No.: 1333

Art Unit: 1642

Examiner: Fetterolf, Brandon J.

Atty. Docket: 1735.0870001/RWE/BSA

**Reply to Restriction Requirement and Requirement for Election of Species**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated April 7, 2006, requesting an election of one invention to prosecute in the above-referenced patent application, Applicants hereby provisionally elect with traverse to prosecute the invention of Group I, represented by claims 1-9. This election is made without prejudice to or disclaimer of the other claims or inventions disclosed.

The Examiner also required an election of a single species for prosecution on the merits. Applicants hereby elect breast carcinomas for prosecution on the merits. Claims 1-4 and 6-9 read on such species.

Reconsideration and withdrawal of the Restriction Requirement, and consideration and allowance of all pending claims, are respectfully requested.

It is believed that extensions of time are not required, beyond those that may otherwise be provided for in accompanying documents. However, in the event that additional extensions of time are necessary to prevent abandonment of this application,

then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Robert W. Esmond  
Attorney for Applicants  
Registration No. 32,893

Date: April 27, 2006

1100 New York Avenue, N.W.  
Washington, D.C. 20005-3934  
(202) 371-2600  
524465\_1.DOC